

Correspondence Management System

Control Number: AL-21-000-0574

Printing Date: November 17, 2020

Citizen Information

Citizen/Originator: Webster, Daniel

Organization: House of Representatives
Address: 1039 Longworth Bldg., Washington, DC 20515

Waltz, Michael

Organization: U.S. House of Representatives
Address: 216 CHOB, Washington, DC 20515

Gaetz, Matt

Organization: House of Representatives
Address: 507 Cannon HOB, Washington, DC 20515

Posey, Bill

Organization: U.S. House of Representatives
Address: 132 Cannon HOB, Washington, DC 20515

Dunn, Neal

Organization: House of Representatives
Address: 423 Cannon HOB, Washington, DC 20515

Bilirakis, Gus

Organization: U.S. House of Representatives
Address: 1630 Longworth HOB, Washington, DC 20515

Sano, Ross

Organization: House of Representatives
Address: 224 Cannon HOB, Washington, DC 20515

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

Control Information

Control Number: AL-21-000-0574

Alternate Number: N/A

Status: Pending

Closed Date: N/A

Due Date: Dec 1, 2020

of Extensions: 0

Letter Date: Nov 2, 2020

Received Date: Nov 3, 2020

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: RA-R4-Regional Administrator - Region 4
Signature Date: N/A

File Code: 301_1051_a Records of Senior Officials - Historically significant records of senior officials

Subject: SUPPORT OF THE STATE OF FLORIDA TO BECOME THE THIRD STATE TO ASSUME A CLEAN WATER ACT SECTION 404 PROGRAM

Instructions: RA-R4-Prepare draft response for signature by the Regional Administrator for Region 4

Instruction Note: N/A

General Notes: Assigned to James Pinkney to coordinate a response from WD. The response is due in OEE0 by November 24, 2020 to route through ORA for signature.

State-Tribal CNTL: N/A

CC: Elizabeth Skane - OCIR-CA-WPTT
Erin Grisby - OCIR-CA-WPTT
Sven-erik Kaiser - OCIR-CA-WPTT

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Lead Information

Lead Author: Mindy Eisenberg
Office: OW-OWOW-OWCD
Due Date: Nov 17, 2020
Assigned Date: Nov 16, 2020
Complete Date: Nov 13, 2020
Instruction: SEE TEMPLATE

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
Cassandra Eades	OCIR	R4	Nov 17, 2020	Dec 1, 2020	N/A
	Instruction: N/A				

Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

History

Action By	Office	Action	Date
Cassandra Eades	OCIR	Assign Denis Borum as lead	Nov 3, 2020
Wanda Fields	OW	Accepted the group assignment	Nov 13, 2020
Crystal Edwards	OW-OWOW	Accepted the group assignment	Nov 13, 2020
Crystal Edwards	OW-OWOW	Take task	Nov 13, 2020
Crystal Edwards	OW-OWOW	Finished response document	Nov 13, 2020
Crystal Edwards	OW-OWOW	Sent control to Cassandra Eades for approval	Nov 13, 2020
Kathy Mims	OCIR	Control Taken Over	Nov 13, 2020
Wanda Fields	OW	Accepted the group assignment	Nov 13, 2020
Crystal Edwards	OW-OWOW	Accepted the group assignment	Nov 13, 2020
Mindy Eisenberg	OW-OWOW-OWCD	Accepted the group assignment	Nov 16, 2020
Mindy Eisenberg	OW-OWOW-OWCD	Take task	Nov 16, 2020
Mindy Eisenberg	OW-OWOW-OWCD	Accepted the group assignment	Nov 17, 2020
Mindy Eisenberg	OW-OWOW-OWCD	Sent to Cassandra Eades for Reassignment Request	Nov 17, 2020
Cassandra Eades	OCIR	Changed Signature AA-OW-Assistant Administrator - OW RA-R4-Regional Administrator - Region 4	Nov 17, 2020
Cassandra Eades	OCIR	Changed instruction SEE TEMPLATE RA-R4-Prepare draft response for signature by the Regional Administrator for Region 4	Nov 17, 2020
Cassandra Eades	OCIR	Request for Reassignment Approved	Nov 17, 2020
Cassandra Eades	OCIR	Assign R4 as lead office	Nov 17, 2020

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Action By	Office	Action	Date
Wanda Hudson	R4	Accepted the group assignment	Nov 17, 2020

Comments

Commentator	Comment	Date
Mindy Eisenberg	Region 4 would like to take this control and have it responded to by Mary Walker.	Nov 17, 2020

Congress of the United States
House of Representatives
Washington, DC 20515-0908

November 2, 2020

The Honorable David P. Ross
Assistant Administrator, Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington DC 20460

Dear Assistant Administrator Ross:

We write in support of the State of Florida's request to become just the third state after Michigan and New Jersey to assume a Clean Water Act Section 404 program.

Florida has a proven track record of environmental protection and already has primary responsibility for other assumable federal environmental programs. Additionally, we believe the Florida Department of Environmental Protection is well positioned to evaluate Section 404 permit applications in a manner consistent with both federal and state law because of their demonstrated ability to integrate local knowledge, scientific expertise, and robust stakeholder engagement into their permitting decisions.



Assumption can benefit communities, private landowners, and rural economies by streamlining permitting processes and reducing the duplication of effort by state and federal authorities. And because Floridians care deeply about their environment and unique natural resources, these benefits can be delivered while sustaining protections for wetlands and endangered species that are no less rigorous than today under federal 404 program administration. In particular, we expect Everglades restoration efforts will benefit from expedited permit delivery timelines that will allow state and federal agencies to move forward with construction of key infrastructure more quickly than they are able to do today.

Once again, we urge your agency's approval of Florida's request to administer a Clean Water Act Section 404 program within its state boundaries. Thank you for your consideration.

Sincerely,


Daniel Webster


Michael Waltz


Matt Gaetz
Bill Posey
Neal P. Dunn, M.D.
Gus M. Bilirakis
Ross Spano

Hudson, Wanda

From: McGill, Thomas
Sent: Tuesday, November 17, 2020 1:47 PM
To: Hudson, Wanda; Jenkins, Brandi
Cc: Calli, Rosemary; Laycock, Kelly; Jones, Erica; Hurlid, Kathy; Allenbach, Becky; Wise, Allison; Pinkney, James
Subject: RE: OW controls from Congressional and Senatorial representatives, and a similar letter to the Region from Rep. Shalala
Attachments: Rep. Shalala CWA 404 State Assumption Comment.pdf
Categories: EZ Record - Shared

Please see the attached letter to Rep. Shalala.

From: Hudson, Wanda <Hudson.Wanda@epa.gov>
Sent: Tuesday, November 17, 2020 1:45 PM
To: Jenkins, Brandi <Jenkins.Brandi@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>
Cc: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Jones, Erica <Jones.Erica@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Allenbach, Becky <Altenbach.Bekky@epa.gov>; Wise, Allison <Wise.Allison@epa.gov>; Pinkney, James <Pinkney.James@epa.gov>
Subject: RE: OW controls from Congressional and Senatorial representatives, and a similar letter to the Region from Rep. Shalala

I have attached a copy of final wordd document and the signed copy the Diaz-Balart/Hastings letter; each member receives an individual letter. HQ has just assigned the Rubio/Scott letter to the region through CMS; I'm sure the other one will be along shortly. Please forward me a copy of the letter from Rep Shalala so that I can enter it into CMS.

As a reminder any correspondence that you receive from a congressional member needs to be forwarded to our office so that we can enter the information into Cmfor controlling and tracking purposes.

Thanks all

~ Wanda

From: Jenkins, Brandi <Jenkins.Brandi@epa.gov>
Sent: Tuesday, November 17, 2020 12:39 PM
To: McGill, Thomas <McGill.Thomas@epa.gov>
Cc: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Jones, Erica <Jones.Erica@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Allenbach, Becky <Altenbach.Bekky@epa.gov>; Hudson, Wanda <Hudson.Wanda@epa.gov>; Wise, Allison <Wise.Allison@epa.gov>
Subject: RE: OW controls from Congressional and Senatorial representatives, and a similar letter to the Region from Rep. Shalala

Thanks Tom.

+ Wanda to this email chain.

Wanda – can you see if OW will control the 404 Assumption letters to the region? Also, can you send Tom the Hastings and Diaz-Balart letters signed by Mary yesterday?

Thanks,
Brandi

From: McGill, Thomas <McGill.Thomas@epa.gov>
Sent: Tuesday, November 17, 2020 12:27 PM
To: Jenkins, Brandi <Jenkins.Brandi@epa.gov>
Cc: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Jones, Erica <Jones.Erica@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Allenbach, Becky <Allenbach.Becky@epa.gov>
Subject: OW controls from Congressional and Senatorial representatives, and a similar letter to the Region from Rep. Shalala

Brandi,

Per our discussion, in addition to the letter EPA received from Rep. Hastings and Rep. Diaz-Balart, the EPA received 3 other letters from members of the U.S. House, U.S. Senate and the Florida Governor regarding Florida Assumption. Two of these letters are currently controlled to OW for a response (see email and attachments), and we recommend re-controlling those to the Region for a response, consistent with the approach used for responding to Rep. Hastings and Rep. Diaz-Balart. In addition, we received a letter from Rep. Shalala (attached) which is currently not controlled, but we plan on issuing a response for Mary's signature to be consistent.

Also, would you please share the final letters that were issued to Rep. Hastings and Rep. Diaz-Balart, so that we can be sure to use the same/similar language?

Thanks!

Tom

From: Hurlid, Kathy <Hurlid.Kathy@epa.gov>
Sent: Tuesday, November 17, 2020 12:05 PM
To: Laycock, Kelly <Laycock.Kelly@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>
Subject: controls from Congressional and Senatorial representatives

Congressional Support (7 signatures) control number AL-21-000-0574
Rubio-Scott Letter control number AL-21-000-0533

Summary Information -
Control Number: AL-21-000-0533
Control Subject: RE: CLEAN WATER ACT (CWA) SEC. 404
From: Rubio, Marco; Scott, Rick

From: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Sent: Monday, November 16, 2020 2:03 PM

To: McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Subject: don't shoot the messenger

Hi,

We received two controls from the Hill in support of FL assumption. Can someone (you all or the broader g team), prepare a response for Dave's signature? I would like to get John's review/okay for a template, and then we'll create copies for each member.

Due next week.

Thanks!

Mindy Eisenberg
Associate Director, Oceans, Wetlands & Communities Division
Office of Wetlands, Oceans and Watersheds
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW, mailcode 4504T
Washington, DC 20460
Cell - Ex. 6 Personal Privacy (PP)
eisenberg.mindy@epa.gov

